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12 UNUMPROVIDENT CORPORATION and
UNUM LIFE INSURANCE COMPANY OF AMERICA

13 **UNITED STATES DISTRICT COURT**

14 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

16 GINGER Y. SEITLES,)
17 Plaintiff,) **CASE NO. CIV. S-04-02725 FCD DAD**
18 vs.)
19)
20 UNUM PROVIDENT, UNUM LIFE) **STIPULATION AND ORDER**
INSURANCE COMPANY OF AMERICA,) **REMOVING STAY**
21 Defendants.)
22 _____)

23 1. Plaintiff, Ginger Seitles, and defendants, Unum Life Insurance Company of
24 America and UNUMGroup (formerly UnumProvident Corporation), by and through their
25 attorneys, hereby stipulate and agree, and request that the Court issue an Order, based on the
26 following:

27 / / /
28

1 2. The parties request that the Court vacate the stay of action on this matter, which
2 was ordered by this Court to permit plaintiff to participate in a “Reassessment Process” based
3 upon an agreement entered into between UNUM and the United States Department of Labor.
4 The Reassessment Process has been completed which resulted in a denial of plaintiff’s claim for
5 disability benefits. As such, plaintiff wishes to proceed with the lawsuit in this matter.

6 3. Pursuant to local rules, this document is being electronically filed through the
7 Court's ECF System. In this regard, counsel for defendants hereby attests that (1) the content of
8 this document is acceptable to all persons required to sign the document; (2) plaintiff's counsel
9 has concurred with the filing of this document; and (3) a record supporting this concurrence is
10 available for inspection or production if so ordered.

IT IS SO AGREED AND STIPULATED.

LAW OFFICE OF P. RANDALL NOAH

DATED: April 21, 2008

By: /s/ P. RANDALL NOAH
P. RANDALL NOAH
Attorney for Plaintiff
GINGER SEITLES

RIMAC MARTIN, P.C.

DATED: April 21, 2008

By: /s/ ANNA M. MARTIN
ANNA M. MARTIN
Attorneys for Defendants
UNUMGROUP and UNUM LIFE INSURANCE
COMPANY OF AMERICA

ORDER

The stay of this action is HEREBY LIFTED and this action is REOPENED as of this date. The parties are to submit a Joint Status Report no later than May 12, 2008 in compliance with the Order Requiring A Joint Status Report filed on December 28, 2004.

IT IS SO ORDERED.

DATED: April 21, 2008


FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE